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HOUSE BILL 944

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Raymond M. Ruiz

AN ACT

RELATING TO ALCOHOLIC BEVERAGES; EXEMPTING TABLE WINE FROM
SEGREGATED SALES BY SOME RETAILERS AND DISPENSERS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 60-6B-19 NMSA 1978 (being Laws 1993,
Chapter 68, Section 36) is amended to read:

"60-6B-19. RETAILERS AND DISPENSERS--SEGREGATED SALES--
TABLE WINES EXCEPTED. --

A. Except as provided in Subsection B of this
section, the director shall by regulation develop procedures
for segregated alcohol sales by every retailer or dispenser who
sells alcoholic beverages in unbroken packages for consumption
and not for resale off the licensed premises and whose sales
are less than sixty percent of their total sales, giving
serious consideration in the regulation process to the

underscored material = new
[bracketed material] = delete

1 potentially adverse impact of segregated sales on different
2 sizes of the establishments of the retailer or dispenser.

3 B. There shall not be segregated sales of table
4 wine by retailers or dispensers who sell alcoholic beverages in
5 the manner described in Subsection A of this section.

6 C. For purposes of this section, "table wine" means
7 wine containing fourteen percent or less alcohol by volume when
8 bottled or packaged by the manufacturer, but may also include:

9 (1) wine that is sealed or capped by cork
10 closure and aged two years or more;

11 (2) wine that contains more than fourteen
12 percent alcohol by volume produced solely as a result of the
13 natural fermentation process and not produced with the addition
14 of wine spirits, brandy or alcohol; or

15 (3) vermouth and sherry."

16 Section 2. EFFECTIVE DATE. --The effective date of the
17 provisions of this act is July 1, 2003.